



# Nemaha County Board Minutes



**December 16, 2015**

County of Nemaha, Nebraska  
**BOARD OF COMMISSIONERS**  
Commissioner's Chambers  
Nemaha County Courthouse, Suite 201  
1824 N St Auburn NE

County Board of Commissioners of the County of Nemaha, State of Nebraska met on Wednesday, December 16, 2015, Commissioner's Chambers, Nemaha County Courthouse, Auburn NE for a regular scheduled meeting. Notice of meeting published weekly in the Nemaha County Herald. The agenda for the meeting was kept continually current and available for public inspection at the office of Nemaha County Clerk during normal business hours and also on the Nemaha County website. The agenda was held open until one business day prior to the meeting for appearance before the board and items for approval by the Board of Commissioners. The Board of Commissioners has the right to modify the agenda to include items of an emergency nature only at such public meeting.

**Meeting Called to Order** – Chairman Wittmann called the meeting to order at 8:00 a.m. Present for the meeting: Commissioner District 1 Bob Hutton, Commissioner District 2 Dennis Wittmann, Commissioner District 3 Marvin Bohling and County Clerk Joyce Oakley. Chairman Wittmann led the Pledge of Allegiance and noted the posting of the Open Meeting Poster and the availability of the Open Meeting Handouts to the public.

**Visitors present** – Dave Swanson, Nemaha County Herald; Dan Swanson, B103 radio

**Approval of Agenda** - Motion by Hutton, seconded by Bohling to approve the agenda as presented. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

**Approval of Minutes** – Motion by Bohling, seconded by Hutton to approve the December 2, 2015 regular scheduled meeting minutes with no corrections. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.

**Claims** – Motion by Hutton, seconded by Bohling to approve the accounts payable claims as presented by the County Clerk and authorized for payment by the Board of Commissioners. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.

Bill Hessler, VSO (Interim) updated the board on the progress of Veteran Service Office regarding cleaning up old records; new computer arrived for VetroSpec Computer Program; have received names for volunteer drivers; Choice Program updates and last minute requests for transportation to doctor visits.

Discussion Items/Commissioners Reports/Report of Meeting(s) Attended: NACO Convention updates on meeting attended by the BOC; Road Sick Leave policy

Motion by Bohling, seconded by Hutton to authorize the County Clerk to provide a copy of sick leave taken by road employees for the calendar year 2015, to be reviewed by the board in accordance Section 9-14 of the Nebraska Public Employees Local #251 union contract. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

8:15 a.m. Telephone conference call with Andrew Synhorst, JEO – regarding 2015-02 Permit to Perform Work on Public and Right of Way & Road Entrance Applications for the Village of Brownville – Board conducted a telephone conference call with Andrew Synhorst, JEO regarding the Village of Brownville 2015-02 Permit to Perform Work on Public Right of Way and the road entrance applications for the Village of Brownville that were previously approved. No other or additional permits are required of the Village of Brownville for the water treatment program.



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8:32 a.m. Sine die to meet as Board of Equalization

8:40 a.m. Reconvene as Board of Commissioners

9:00 a.m. Laura Osborne, Juvenile Justice, 4 County Crime Commission on required match from Nemaha Co. – Laura Osborne, program director for the Four County Juvenile Service Program presented the 2016 Community Based Juvenile Service Aid grant application. Motion by Bohling, seconded by Hutton to authorize the chairman to sign a Memorandum of Understanding with the 4 Southeastern counties to submit for LB 640 County Juvenile Services Aid Program Funds for 2016. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.

9:15 a.m. Request by Jim Oestmann - closing of road Sec. 32 T6 R14 and Sec. 5 T5 R14 – Jim Oestmann was present to request closing portion of a county road located between Section 32 T6N R14E and Section 5 T5N R14E. Motion by Bohling, seconded by Hutton to authorize the County Clerk to prepare a Resolution for adoption at the December 30, 2015 board meeting requesting Mainelli Wagner & Associates, county engineers, to conduct a study on the proposed closing or vacating the 66' right of way on county road described as, beginning on the east railroad right of way of the Union Pacific Railroad thence west to the Nemaha river, located between Section 32 T6N R14E and Section 5 T5N R14E. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.

## **Action Business**

1. Resolution 2015-37 – Approving Depository & Securities for Farmers Bank of Cook – Motion by Bohling, seconded by Hutton to adopt Resolution 2015-37 approving the Depository & Securities for Farmers Bank of Cook for 2016. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.
2. Resolution 2015-38 – Approving Depository & Securities for First National Bank of Johnson – Motion by Bohling, seconded by Hutton to adopt Resolution 2015-38 approving the Depository & Securities for First National Bank of Johnson for 2016. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.
3. Resolution 2015-39 – Approving Depository & Securities for Auburn State Bank – Motion by Hutton, seconded by Bohling to adopt Resolution 2015-39 approving the Depository & Securities for Auburn State Bank for 2016. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.
4. Purchase 3 – 2017 Mack Trucks through the State bidding process – Motion by Hutton, seconded by Bohling to purchase from RDO Truck Center, through the state bidding process, a new in stock 2016 Mack Truck from RDO Truck Center, Lincoln NE. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

## **Buildings/Grounds/Property**

1. Lead Dust Results for the firing range at the Multi-Plex. bldg. – Board reviewed the results and Dennis Wittmann will be contacting the State Fire Marshall.
2. Greg Hood, HHS, requesting new coat of lime be placed on the dirt floor at the O Street Annex Bldg. – District 2 road employees will be taking care of this.
3. HHS office roof leaking (exhaust fan not installed as recommended by Comstock)
4. Snow/ice removal of county bldgs/furnace service – with Lisa Bergmann gone through 1<sup>st</sup> of January 2016, SENDS clients will be picking up trash and cleaning restrooms. District 2 road employees will be in charge of the snow/ice removal and furnace service.

## **Equipment/Office Equipment/Vehicles/Furniture**

**Executive Session** \* - Chairman Wittmann asked to go into executive session to discuss legal litigation. Sheriff Brent Lottman was also present. Motion by Hutton, seconded by Bohling to enter executive session at 10:40 a.m. to discuss legal litigation. Chairman Wittmann reiterated for the record the Board of Commissioners will enter executive session at 10:40 a.m. to discuss legal litigation. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.



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Motion by Hutton, seconded by Bohling to leave executive session at 11:02 a.m. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye. No action was taken.

## **Road Superintendent/Consultant**

### **Projects/Bridges/Roads**

1. Email from Glen Steffensmeier, NDOR regarding change of letting date for Fed. Aid Bridge replacement 12746 Brock SW

### **County Officials Reports/Correspondence**

1. Nemaha County Clerk's Monthly Fee Report for November, 2015 – \$8,524.75
2. County Fund Balances as of November 30, 2015
3. Nemaha County District Court Clerk's Monthly Fee Report for November, 2015 - \$795.06

### **Correspondence/Reminders/Other**

1. Performance Evaluations on employees
2. Set date & time for conducting interviews with candidates for Veteran Service Officer
3. Courthouse employee pot luck luncheon – Wednesday, December 23<sup>rd</sup> 12:00 noon

### **Visitors Comments**

The following claims were approved for payment by the Board of Commissioners and authorize the County Clerk for payment:

#### **General**

Salaries	\$43,801.85
Action Tech, se	1,314.99
AFLAC, ins	433.46
American Recycle, se	1,383.50
As Central Serv, se	410.00
Aub Dental, me se	250.00
Aub Family Hlth, me se	366.00
Aub Newspaper, pub	462.62
Aub Plumb, bldg re	448.12
Aub Postmaster, pstg	356.79
Baumhover, L, se	105.45
Billings, J, se	90.00
Black Hills, ut	158.40
Bd Public Works, ut	4,538.87
Bulldog Auto, su	302.46
Bures, S, reim	300.00
Buss Pest, se	175.00
Cain, J, atty fe	225.00
Capital Bus, ma ag	283.22
Casey's, fu	540.04
Cody's U-Save, me su	116.90
Cook, G, reim	100.00
Covington, L, mi	20.70
Darlings, bd pr	2,394.75
Fankhauser, atty fe	625.00
Fritz Appraisal, cont	6,500.00
Gerdes Towing, se	614.50
Gerdes, J, reim	150.00
Holtzman, P, reim, mi	454.64
IALEFI, reg	355.00
Kadavy, M, reim	148.34



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Kollasch Law, cont	3,800.00
Lancaster Co, se	19.21
Lempka, M, mi	74.61
Lesoing, G, mi	118.45
Liberty Nat'l, ins	500.02
Martin, Marie, pstg	9.80
Mass Mutual, annt	50.00
Mellage, M, se	45.00
Meyer Lab, su	251.24
Meyerkorth, C, reim	100.00
Microfilm, se	123.00
Midwest Coop, fu	1,471.10
MIPS, sftwr	1,308.73
Moyer, C, reim	150.00
NACO, du	1,351.63
NE Hlth Human, se	270.00
NE State Bar, du	240.00
NE.gov, su	3.00
Nem Co Clerk, hra	1,273.08
Nem Co Clk Dist, fe	319.00
Nem Co Ct, fe	176.75
Nem Co Hosp, me se	274.00
Nem Co Sher, reim	759.19
Nem Co Tax, ret	6,833.66
Nem Co Tax, ss, fwh	13,944.33
Nem Co Tax, annt	50.00
Nichols, L, reim	300.00
Nutsch Fulton, K, mi	11.50
Oakley, J, reim, mi	291.40
Otoe Co Sheriff, se	61.00
Paper Tiger, se	35.00
Petersens Auto, se	3,293.09
Quill, su	1,076.95
Region V Sends, se	70.91
Sack Lumber, su	179.99
Tanner, C, reim	150.00
The Cleaners, se	279.00
United Healthcare, ins	13,738.31
US Dept Ed, garn	148.18
Van Gundy Art, se	30.00
Vision Care, ins	35.06
Waddell & Reed, annt	25.00
Washington Sheriff, se	19.00
Washington Nat'l, ins	10.80
Watts Up, su	107.20
Windstream, se	2,135.93
<b>Road</b>	
Salaries	\$15,196.22
AFLAC, ins	159.96
American Recycle, se	59.00
Aub Family Hlth, bl al	70.00
Beards Salvage, su	526.88
Bd Public Works, ut	652.02
Bulldog Auto, pts, su	1,070.73





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Eggers, pts, su	332.47
Farmers Coop, oil	462.95
Gilbert Serv, ti re	810.44
Inland Truck, pts	114.95
Johnson Quik, pts, ti re	762.28
Kerford, rk	21,775.00
Liberty Nat'l, ins	200.40
Mainelli Wagner, se	9,319.18
Martin Marietta, rk	22,139.60
Midwest Coop, fu	14,508.30
Midwest Service, pts	2,256.27
NE Child Spt, ch sp	255.00
NE Public Emp, un du	360.00
Needles I, se	13.00
Nem Co Tax, ret	2,352.10
Nem Co Tax, ss, fwh	5,265.93
Nem Co Treas, trans	12,011.70
Newman Signs, sgn	2,941.82
Sack Lumber, su	254.99
Smith Auto, su	200.00
Stutheit Imple, su	30.75
Tom's Radiator, pts	850.93
Truck Center, pts, la	248.35
United Health, ins	7,796.36
Wick's Truck, pts	97.65
Windstream, se	203.40
<b>Register Deed Preservation</b>	
MIPS, sftwr	356.18
<b>Inheritance Tax</b>	
Nem Co Treas, trans	288,219.97
<b>911 Wireless</b>	
Windstream, se	757.96
Windstream, se	378.93
<b>911 Emergency Service</b>	
American Tower, se	805.98
Windstream, se	429.57
Windstream, se	154.77

With no further business to come before the Board of Commissioners, motion by Hutton, seconded by Bohling to adjourn at 12:25 p.m. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.`

Dennis Wittmann, Chairman  
Board of Commissioners

I, Joyce Oakley, the undersigned County Clerk of Nemaha County, Nebraska do hereby certify the foregoing minutes are true and are a part of the official records of this office. A complete copy of the minutes is available during normal business hours at the Nemaha County Clerk's office.

Joyce Oakley  
County Clerk



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The next meeting of the Board of Commissioners will be December 30, 2015 Commissioners Chambers, Courthouse, Auburn NE